S.B.Cr. Misc. Bail Application No. 4764/2007
(Mohammed Ali Vs. State)

Date of order : 25th September, 2007.

HON'BLE MR.H.R.PANWAR, J.

Mr. Rakesh Matoria for the petitioner.

Mr. Ashok Upadhyaya, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned as well as the statement of the prosecutrix recorded by police under Section 161 Cr.P.C. wherein she has not levelled any allegation against the accused petitioner.

Looking to the facts and circumstances of the case and having considered the oral arguments advanced by both the parties and the fact that no allegation has been levelled against the accused petitioner by the prosecutrix in her statement recorded by the police, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Mohammed Ali s/o Mohd Sadiq be released on bail in FIR No.264/2007 P.S. City Kotwali, District Bhilwara, provided he executes a personal bond for a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his

appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

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